

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Special Enforcement Bureau –Sri N. Balakrishnan, Excise Superintendent, Special Enforcement Bureau - Allegations of Sexual Harassment - Disciplinary Proceedings under Rule 20 of the A.P Civil Services (CC&A) Rules, 1991 - Articles of Charges - Issued.

GENERAL ADMINISTRATION (SEB.II) DEPARTMENT

G.O.RT.No.1275

Dated:04.08.2021
Read the following:

1. From the Commissioner, Special Enforcement Bureau, A.P., Vijayawada, Letter C.No.18/C-SEB/CAMP/2020, dt.26.09.2020.
2. G.O.Rt.No.1567, General Administration (SEB-I) Department, Dt.12-10-2020.
3. Memo No.GAD57-STMTOVGIM/1/2020-SS-SEB, Dt:12.10.2020.
4. From the Commissioner, Special Enforcement Bureau, A.P., Vijayawada, Cr.No.349, CSEB/2020/A1, dated:18.11.2020.
5. G.O.Rt.No.952, General Administration (SEB-II) Department, Dt.19.05.2021.

ORDER:

It is proposed to hold an inquiry against Sri N. Balakrishnan, Excise Superintendent, Special Enforcement Bureau in accordance with the procedure laid down under Rule 20 of the A.P Civil Services (CC&A) Rules, 1991 for the alleged charges specified herein.

2. The substance of the imputations of sexual harassment being a uniformed Government Employee has exhibited conduct unbecoming of a Government Servant and thereby contravened rule 3 of APCS (conduct) Rules, 1964 in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of sexual harassment in support of each article of charge is enclosed (Annexure-II).

3. Sri N. Balakrishnan, Excise Superintendent, Special Enforcement Bureau, is directed to submit his written statement of defence within (10) days from the receipt of this order and also state whether he desires to be heard in person.

4. Sri N. Balakrishnan, Excise Superintendent, Special Enforcement Bureau is informed that an inquiry will be held only in respect of those article of charge which is not specifically admitted herein. He should, therefore, specifically admit or deny each article of charge. He is further informed that adequate opportunity for perusal of records will be made available during the course of inquiry.

5. Sri N. Balakrishnan, Excise Superintendent, Special Enforcement Bureau, is further informed that if he does not submit his written statement of defence on or before the stipulated time, or does not appear in person before the disciplinary authority or otherwise fails or refuses to comply with the provisions of rule 20 of the APCS (CC&A) Rules, 1991, or the orders/directions issued in pursuance of said Rules, the inquiring authority may hold inquiry against him ex-parte.

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6. Attention of Sri N. Balakrishnan, Excise Superintendent, Special Enforcement Bureau is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government, if any representation is received on his behalf from another person in respect of any matter dealt with these proceedings, it will be presumed that Sri N. Balakrishnan, Excise Superintendent, Special Enforcement Bureau, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The Commissioner, Special Enforcement Bureau, Vijayawada is requested to communicate the date of acknowledgement of charged officer immediately.

8. The receipt of this order should be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

D. GAUTAM SAWANG
DIRECTOR GENERAL OF POLICE (HoPF) &
EX-OFFICIO PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri N. Balakrishnan, Excise Superintendent, Special Enforcement Bureau, (Through the Commissioner, SEB, A.P., Vijayawada. (2 copies for service and return)
The Commissioner, Special Enforcement Bureau, A.P., Vijayawada.

Copy to

The Commissioner of Prohibition & Excise, A.P, Vijayawada.

The Revenue (Excise – II) Dept., A.P Secretariat, Vijayawada.

Sf/SC.

//FORWARDED::BYORDER//

SECTIONOFFICER

ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST SRI N. BALAKRISHNAN, ENFORCEMENT SUPERINTENDENT, SEB ARE PROPOSED TO BE SUSTAINED.

Sri N. Balakrishnan, Enforcement Superintendent, SEB S/o. Sri N. Vadivelu is a native of S. Ramapuram (village), Penumur (Mandal) of Chittoor District. His date of birth is 01.05.1967. He joined in Government Service as a Prohibition & Excise Superintendent, Guntur w.e.f 05.10.2018. His date of retirement on attaining the age of superannuation is on 30.04.2027.

ARTICLE OF CHARGE –I:

On 10.09.2020 by taking the mobile of an informer cum salesman , E.S., Sri N. Balakrishnan and AES, Sri Chandra Sekhar Reddy have seen the personal videos and audios of informant. Moreover without bothering that Smt. Ch. Geeta, SI, Pedakurapadu is a Woman Officer. E.S., Sri N. Balakrishnan has insensitively ordered Smt. Ch. Geeta, S.I, Pedakurapadu to download all the Blue films, private chats and audios contained in the mobile phone into a C.D form and give it to him. After Smt. Ch. Geeta, S.I, Pedakurapadu has gone through few of the videos in that phone, she made a phone call to E.S, Balakrishnan and stated that she could not download such videos in to a C.D as those were very obscene. Even then, E.S, Balakrishnan has reiterated forcefully that Smt. Ch. Geeta, S.I, Pedakurapadu should get those videos to him. On that Smt. Ch. Geeta, S.I, Pedakurapadu suffered mental distress and attempted suicide. E.S, Balakrishnan has been wantonly harassing Smt. Ch. Geeta, S.I, Pedakurapadu sexually.

Sri N. Balakrishnan, Enforcement Superintendent being a uniformed Government Employee, by above mentioned acts has exhibited conduct unbecoming of a Government Servant and thereby contravened rule 3 of APCS (conduct) Rules, 1964.

D. GAUTAM SAWANG
DIRECTOR GENERAL OF POLICE (HoPF) &
EX-OFFICIO PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINST SRI N. BALAKRISHNAN, ENFORCEMENT SUPERINTENDENT, SEB ARE PROPOSED TO BE SUSTAINED.

Sri k. Nagesh, husband of Smt. Ch. Geeta, S.I, Pedakurapadu has made allegations against Sri N. Balakrishnan, ES, SEB that ES has been sexually harassing his wife, which forced to attempt suicide on 10.09.2020.

The commissioner, SEB have ordered enquiry into the matter with 1) Smt. A. Ramadevi, Addl. S.P., SEB Rajahmundry, 2) Sri V. Vivek, E.S, SEB, Vijayawada and 3) Smt. Ch. Lavanya, ES, Special Enforcement Bureau (SEB) STF, Vijayawada.

After due enquiry, the enquiry officers reported that it is proved that Sri N. Balakrishnan, ES, SEB has forced Smt Ch. Geeta, S.I, Pedakurapadu to download all the Blue films, private chats and audios contained in the mobile phone of Sri Brahman, informant, on that Smt Ch. Geeta, SI, Pedakurapadu suffered mental distress and attempted suicide and Sri N. Balakrishnan, ES, SEB has been wantonly harassing Smt Ch. Geeta, S.I, Pedakurapadu.

Thus Sri N. Balakrishnan, ES, SEB has rendered himself liable for disciplinary action.

D. GAUTAM SAWANG

DIRECTOR GENERAL OF POLICE (HoPF) &
EX-OFFICIO PRINCIPAL SECRETARY TO GOVERNMENT